

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

CALVIN O. TANKESLY, JR.,

Petitioner,

v.

TOMMY MILLS, Warden,

Respondent.

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**CASE NO. 3:06-0543
JUDGE HAYNES**


O R D E R

In accordance with the Memorandum filed herewith, the Respondent's motion to dismiss (Docket Entry No. 67) is **GRANTED**, and the Petitioner's motion for summary judgment (Docket Entry No. 61) and amended petition for the writ of habeas corpus are **DENIED**. This action is **DISMISSED with prejudice**. Petitioner is **GRANTED** a Certificate of Appealability on his non-defaulted claims.

This is the Final Order in this action.

It is so **ORDERED**.

ENTERED this the 24th day of March, 2011.


WILLIAM J. HAYNES, JR.
United States District Judge